

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

BAOKE ZHANG,

Defendant.

No. CR20-169-RAJ

FINAL ORDER OF FORFEITURE

THIS MATTER comes before the Court on the United States' Motion for Entry of a Final Order of Forfeiture ("Motion") for the following property ("Subject Funds"):

1. \$10,000 in United States funds seized on June 8, 2020 from Financial Institution 4 Brokerage Account -2129, opened in the name of Baoke Zhang.

The Court, having reviewed United States' Motion, as well as the other papers and pleadings filed in this matter, hereby FINDS entry of a Final Order of Forfeiture is appropriate because:

- The proceeds of Wire Fraud, in violation of 18 U.S.C. § 1343, are forfeitable pursuant to 18 U.S.C. § 981(a)(1)(C), by way of 28 U.S.C. § 2461(c);

- 1 • Pursuant to the Plea Agreement he entered on October 22, 2020, Defendant
2 agreed to forfeit his interest in any property constituting or traceable to
3 proceeds of Wire Fraud, including the above-identified Subject Funds,
4 pursuant to 18 U.S.C. § 981(a)(1)(C), by way of 28 U.S.C. § 2461(c).
5 *Id.* ¶ 13;
- 6 • On May 4, 2021, the Court entered a Preliminary Order of Forfeiture
7 finding the Subject Funds, and a sum of money in the amount of \$6,500
8 reflecting additional proceeds Defendant obtained as a result of his
9 commission of the offense, forfeitable pursuant to 18 U.S.C.
10 § 981(a)(1)(C), by way of 28 U.S.C. § 2461(c), and forfeiting Defendant's
11 interest in the property. *See* Dkt. No. 48. In addition, the Court determined
12 that the sum of money in the amount of \$6,500 is personal to the
13 Defendant, and, pursuant to Federal Rule of Criminal Procedure ("Fed. R.
14 Crim. P.") 32.2(c)(1), no third-party ancillary process is required before
15 forfeiting it. *Id.* at 2;
- 16 • Thereafter, the United States published notice of the pending forfeiture of
17 the Subject Funds as required by 21 U.S.C. § 853(n)(1) and Federal Rule of
18 Criminal Procedure 32.2(b)(6)(C), Dkt. No. 54, and provided direct notice
19 to a potential claimant as required by Fed. R. Crim. P. 32.2(b)(6)(A).
20 Declaration of AUSA Jehiel I. Baer in Support of Motion for Entry of a
21 Final Order of Forfeiture ¶ 2, Exhibit A); and,
- 22 • The time for filing third-party claims has expired, and none were filed.

23
24 NOW, THEREFORE, THE COURT ORDERS:

- 25 1. No right, title, or interest in the Subject Funds exists in any party other than
26 the United States;
- 27 2. The Subject Funds are fully and finally condemned and forfeited, in their
28 entirety, to the United States; and,

DATED this 22nd day of November, 2021.

THE HON. RICHARD A. JONES
UNITED STATES DISTRICT JUDGE